

**MINUTES**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**TUESDAY, APRIL 15, 2003**  
**COUNTY COMMISSIONERS CHAMBERS, ROOM 112**  
**FIRST FLOOR, COUNTY-CITY BUILDING**  
**1:30 P.M.**

Commissioners Present: Bernie Heier, Chair  
Ray Stevens, Vice Chair  
Larry Hudkins  
Deb Schorr  
Bob Workman

Others Present: Kerry Eagan, Chief Administrative Officer  
David Johnson, Deputy County Attorney  
Trish Owen, Chief Deputy County Clerk  
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Commissioners meeting was called to order at 1:30 p.m.

- 1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, April 8, 2003.**

**MOTION:** Hudkins moved and Stevens seconded approval of the minutes of the Board of Commissioners meeting dated April 8, 2003. Schorr, Hudkins, Stevens and Heier voted aye. Workman abstained from voting. Motion carried.

- 2) **SPECIAL PRESENTATIONS:**

**A. Region V Annual Report - Dave Merrill, Executive Director of Region V**

Dave Merrill, Executive Director of Region V, appeared and disseminated the following documentation relating to Region V's Annual Report (Exhibit 1):

- ▶ Chart relating to per capita expenses for counties within Region V
- ▶ Region V Director's Report for April, 2003
- ▶ Region V Services position papers
- ▶ Region V Services 2002 Annual Report

2) **SPECIAL PRESENTATIONS CONTINUED:**

Merrill referred to a graph on page four of the 2002 Annual Report showing the growth of Region V Services and noted no additional staff positions were added even though the number of people served continued to grow.

Karen Wolfe, Area Director, appeared and gave a brief overview of the programs provided for individuals with developmental disabilities.

C.J. Johnson, Interim Director of Region V Systems, appeared and disseminated the following documentation relating to Region V Systems (Exhibit 2):

- ▶ 2003 Annual Report for Region V Systems
- ▶ System of Care, CQI Communication Plan (Network Services)

Johnson referred to page nine of the Region V Systems Annual Report and noted that they currently contract with 13 service providers who offer 66 different services.

Mary Barry-Magsamen, Executive Director of St. Monica's, appeared and stated St. Monica's is a behavioral health service program for women and is funded by Region V. She stated the past six months have been significantly different, with communication being at the top of list. Barry-Magsamen stated there has been more communication and providers have been included in processes which they were not involved in in the past.

3) **PUBLIC COMMENT:**

Bob Valentine, 2660 Park Avenue, Lincoln, Nebraska, appeared and urged the County Board to cut the size of government.

4) **CLAIMS FOR REVIEW:**

**A. Payment Voucher 784-7709, dated March 31, 2003 - The Community Mental Health Center has requested payment to Wendy Andorf-Blum, totaling \$206.67, for mileage between November 30, 2002 and February 5, 2003. \$80.67 of this claim is beyond the 90 day time period (see Neb. Rev. Stat. §23-135).**

4) **CLAIMS FOR REVIEW CONTINUED:**

**MOTION:** Hudkins moved and Workman seconded approval of Payment Voucher 784-7709, dated March 31, 2003 - The Community Mental Health Center has requested payment to Wendy Andorf-Blum, totaling \$206.67, for mileage between November 30, 2002 and February 5, 2003. \$80.67 of this claim is beyond the 90 day time period. Workman, Hudkins, Schorr, Stevens and Heier voted aye. Motion carried.

5) **CLAIMS: Approval of all claims processed through Tuesday, April 15, 2003.**

**MOTION:** Workman moved and Stevens seconded approval of all claims processed through April 15, 2003. Hudkins, Stevens, Workman, Schorr and Heier voted aye. Motion carried.

6) **NEW BUSINESS:**

**A. A contract participation agreement from the Federal Government's General Services Administration (GSA) schedule for drug testing kits for the District Court. Prices have been established by the Federal Government and products shall be ordered from American Bio Medica, Corp. Orders will be placed on an as needed basis by the County and billed by the contractor at the GSA prices established. (C-03-0144)**

**MOTION:** Workman moved and Stevens seconded approval of a contract participation agreement from the Federal Government's General Services Administration (GSA) schedule for drug testing kits for the District Court. Prices have been established by the Federal Government and products shall be ordered from American Bio Medica, Corp. Orders will be placed on an as needed basis by the County and billed by the contractor at the GSA prices established. Stevens, Workman, Schorr, Hudkins and Heier voted aye. Motion carried.

**B. A contract between the Lancaster County Engineering Department and Johnson Appraisal, L.L.C. for appraisal services, in the amount of \$13,250, in connection with Project C55-P-427(1) on Rokeby Road from 56<sup>th</sup> to 70<sup>th</sup> Streets in Lancaster County, Nebraska. (C-03-0128)**

6) **NEW BUSINESS CONTINUED:**

**MOTION:** Schorr moved and Hudkins seconded approval of a contract between the Lancaster County Engineering Department and Johnson Appraisal, L.L.C. for appraisal services, in the amount of \$13,250, in connection with Project C55-P-427(1) on Rokeby Road from 56<sup>th</sup> to 70<sup>th</sup> Streets in Lancaster County, Nebraska. Stevens, Workman, Hudkins, Schorr and Heier voted aye. Motion carried.

**C. A termination agreement between Lancaster County and Cornhusker Place of Lincoln-Lancaster County for a portion of the premises located at 721 "K" Street. Cornhusker Place purchased the property from Carl W. Olsen. Carl W. Olsen was leasing the property to the County and the County was subleasing the property to Cornhusker Place. Carl W. Olsen has assigned his rights to the proceeds of the lease agreement to Cornhusker Place. The termination agreement terminates the County's lease agreement for the property at 721 "K" Street, terminates the sublease agreement with Cornhusker Place and releases the County from any obligations related to those agreements. The effective date of termination is February 7, 2003 when transfer of rights and property occurred. (C-03-0145)**

**MOTION:** Stevens moved and Hudkins seconded approval of a termination agreement between Lancaster County and Cornhusker Place of Lincoln-Lancaster County for a portion of the premises located at 721 "K" Street. Schorr, Stevens, Workman, Hudkins and Heier voted aye. Motion carried

**D. Utility Permit 650, requested by Raymond Contracting, to locate a six-inch encasement pipe for a sewer line generally located at Southwest 98<sup>th</sup> Street and West Midway Road in Lancaster County, Nebraska. (C-03-0146)**

**MOTION:** Workman moved and Hudkins seconded approval of utility permit 650, requested by Raymond Contracting, to locate a six-inch encasement pipe for a sewer line generally located at Southwest 98<sup>th</sup> Street and West Midway Road in Lancaster County, Nebraska. Hudkins, Workman, Stevens, Schorr and Heier voted aye. Motion carried.

6) NEW BUSINESS CONTINUED:

- E. An amendment to County Contract C-02-0565 with the Board of Regents, University of Nebraska, Public Policy Center for the provision of the Community-Based Human Services Needs Assessment implementation. The contractor has informed the County that it needs additional funds to perform the services and Woods Charitable Fund, Inc. has given the County \$25,000 to support the implementation program. The amendment provides an additional contribution, in the amount of \$25,000, to the contractor making the total contracted amount \$130,000 instead of \$105,000. (C-03-0134)

**MOTION:** Schorr moved and Stevens seconded approval of an amendment to County Contract C-02-0565 with the Board of Regents, University of Nebraska, Public Policy Center for the provision of the Community-Based Human Services Needs Assessment implementation. The amendment provides an additional contribution, in the amount of \$25,000, to the contractor making the total contracted amount \$130,000 instead of \$105,000. Stevens, Hudkins, Schorr, Workman and Heier voted aye. Motion carried.

- F. An amendment to an agreement with Cedars Youth Services for care coordination services using the wraparound process for youth who are wards of the State. The original contract was under County Contract C-02-0480. The amendment changes the ending date to June 30, 2003 instead of July 30, 2003, adds two additional care coordinators and changes the compensation from \$167,000 to \$179,083. (C-03-0141)
- G. An amendment to an agreement with CF Star d/b/a Family Services Association for care coordination services using the wraparound process for youth who are wards of the State. The original contract was under County Contract C-02-0479. The amendment changes the ending date to June 30, 2003 instead of July 30, 2003, adds an additional care coordinator and changes the compensation from \$167,000 to \$172,584. (C-03-0142)

6) NEW BUSINESS CONTINUED:

- H. **An amendment to an agreement with Visinet, Inc. for care coordination services using the wraparound process for youth who are wards of the State. The original contract was under County Contract C-02-0537. The amendment changes the ending date to June 30, 2003 instead of July 30, 2003, adds two additional care coordinators and one consultant and changes the compensation from \$78,000 to \$96,375. (C-03-0143)**

The Clerk indicated that the Office of Juvenile Mental Health requested that New Business Items 6F through 6H be deferred.

By direction of the Chair, New Business Items 6F, 6G and 6H were deferred.

- I. **A resolution authorizing the installation of a "Watch for Turning Vehicles" sign on South 120<sup>th</sup> Street in advance of the north drive into the Boy Scout camp, located at 600 South 120<sup>th</sup> Street for southbound traffic. (R-03-0018)**

**MOTION:** Workman moved and Hudkins seconded approval of Resolution 03-0018 authorizing the installation of a "Watch for Turning Vehicles" sign on South 120<sup>th</sup> Street in advance of the north drive into the Boy Scout camp, located at 600 South 120<sup>th</sup> Street for southbound traffic. Hudkins, Schorr, Stevens, Workman and Heier voted aye. Motion carried.

- J. **A resolution in the matter of amending the 2003 through 2008 Fiscal One and Six-Year Lancaster County Road and Bridge Improvement Program to add Project C55-K-412(2) in the One Year Plan for engineering and right-of-way acquisition on East 98<sup>th</sup> Street beginning at "A" Street and ending at Adams Street in Lancaster County, Nebraska. (R-03-0019)**

Thomas explained that the resolution relates to the acquisition of right-of-way. The first step, he said, would be to complete a preliminary survey. Thomas stated it was not their intent to construct anything at the present time. Their interest would be to protect the right-of-way that is needed to build the road while they have the opportunity to do so.

6) **NEW BUSINESS CONTINUED:**

In response to a question asked by Workman, Thomas stated the project was included in the Comprehensive Plan, however, it was not included in the One and Six-Year Road and Bridge Improvement Program.

Thomas also stated that he and Allan Abbott, Public Works Administrator, would be willing to talk with Thomas Peed, owner of property on the east side of 98<sup>th</sup> Street from "A" Street to "O" Street and the property owner to the north.

Stevens asked Thomas when he anticipated construction.

Thomas stated possibly in the five to ten year range.

Allan Abbott, Public Works Administrator, agreed with Thomas.

Heier stated Kent Seacrest, attorney, also represents his wife and family as well as himself.

Seacrest, attorney representing McGinnis Farms, Joint Ventures, Ridge Development Company and Southview, Inc., stated his clients own or have options on 400 plus acres abutting "O" Street to the north and they are in support of the resolution. He added that a Comprehensive Plan Amendment has been submitted to move the area forward. Seacrest stated if the amendment is successful the time period of five to ten years for construction to begin could be too high, at least for the area north of "O" Street.

Kevin Siebert, attorney representing Thomas Peed, appeared and reviewed his client's concerns as outlined in a letter to the Lancaster County Board (Exhibit 3). He suggested that the Board wait to see if the Comprehensive Plan is amended to permit the project. Siebert stated he felt it was premature to add the project to the County's One Year Plan.

**MOTION:** Stevens moved and Hudkins seconded approval of Resolution 03-0019 in the matter of amending the 2003 through 2008 Fiscal One and Six-Year Lancaster County Road and Bridge Improvement Program to add Project C55-K-412(2) in the One Year Plan for engineering and right-of-way acquisition on East 98<sup>th</sup> Street beginning at "A" Street and ending at Adams Street in Lancaster County, Nebraska. Schorr, Hudkins, Stevens, Workman and Heier voted aye. Motion carried.

6) **NEW BUSINESS CONTINUED:**

**K. A political subdivision tort claim filed against the Lancaster County Corrections Department by Roy Steed Cope for lost property, in the amount of \$279.**

**MOTION:** Hudkins moved and Workman seconded to accept the Director's recommendation and deny the tort claim filed against the Lancaster County Corrections Department by Roy Steed Cope for lost property, in the amount of \$279. Workman, Schorr, Stevens, Hudkins and Heier voted aye. Motion carried.

7) **CONSENT ITEMS:** These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

**A. Receive and Place on File:**

1. **County Assessor/Register of Deeds Monthly Report for March, 2003.**
2. **County Attorney's Quarterly Report for January 1, 2003 through March 31, 2003.**
3. **Lancaster Manor's Monthly Report.**
4. **Financial Statements, Independent Auditor's Reports and Management Letter from Hayes & Associates, L.L.C. for Lancaster County for the year ended June 30, 2002.**

**B. Setting of a public hearing for Tuesday, April 29, 2003 at 1:30 p.m. in the County Commissioners Chambers, Room 112, on the first floor of the County-City Building regarding County Special Permit 200, requested by Greg and Susan Anderson, for authority to locate a mobile home on property generally located at North 40<sup>th</sup> Street and Raymond Road in Lancaster County, Nebraska.**

7) CONSENT ITEMS CONTINUED:

C. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and the following:

- ▶ Steven H. and Regina B. Paschold on Pella Road west of South 38<sup>th</sup> Street; Project C.P. X-176, Tract 2. This is a donation. (C-03-0140)
- ▶ Mark D. and Michael A. Leavitt, in the total amount of \$2,560, on North 134<sup>th</sup> Street from "O" Street to Holdrege Street; Project C55-J-406(4), Tract 4. (3 contracts) (C-03-0137 through C-03-0139)
- ▶ Edwin Scott Otley and Ruth Ann Thompson, in the total amount of \$3,445, on North 134<sup>th</sup> Street from "O" Street to Holdrege Street; Project C55-J-406(4), Tract 7. (2 contracts) (C-03-0135 and C-03-0136)

**MOTION:** Hudkins moved and Workman seconded approval of the Consent Items. Stevens, Workman, Hudkins, Schorr and Heier voted aye. Motion carried.

8) ADJOURNMENT:

**MOTION:** Schorr moved and Hudkins seconded adjournment of the Board of Commissioners meeting at 2:36 p.m. Workman, Schorr, Stevens, Hudkins and Heier voted aye. Motion carried.

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Bruce Medcalf  
County Clerk

**MINUTES  
LANCASTER COUNTY BOARD OF EQUALIZATION  
TUESDAY, APRIL 15, 2003  
COUNTY COMMISSIONERS CHAMBERS, ROOM 112  
FIRST FLOOR, COUNTY-CITY BUILDING  
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS  
MEETING**

Commissioners Present: Bernie Heier, Chair  
Ray Stevens, Vice Chair  
Larry Hudkins  
Deb Schorr  
Bob Workman

Others Present: Norm Agena, County Assessor  
Kerry Eagan, Chief Administrative Officer  
David Johnson, Deputy County Attorney  
Trish Owen, Chief Deputy County Clerk  
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Equalization meeting was called to order at 2:38 p.m.

- 1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, April 8, 2003.**

**MOTION:** Stevens moved and Hudkins seconded approval of the minutes of the Board of Equalization meeting dated April 8, 2003. Schorr, Hudkins, Stevens and Heier voted aye. Workman abstained from voting.  
Motion carried.

- 2) **PUBLIC COMMENT:**

There was no public comment and the meeting proceeded as planned.

3) **ADDITIONS AND DEDUCTIONS:**

**Approval of 6 additions and deductions to the tax assessment rolls per Exhibit A.**

**MOTION:** Workman moved and Stevens seconded approval of the additions and deductions to the tax assessment rolls. Stevens, Workman, Hudkins, Schorr and Heier voted aye. Motion carried.

4) **MOTOR VEHICLE TAX EXEMPTIONS:**

**The Church of Jesus Christ of Latter Day Saints  
Nebraska Annual Conference of the United Methodist Church**

**MOTION:** Schorr moved and Stevens seconded approval of the motor vehicle tax exemptions. Workman, Hudkins, Schorr, Stevens and Heier voted aye. Motion carried.

5) **ADJOURNMENT:**

**MOTION:** Schorr moved and Workman seconded adjournment of the Board of Equalization meeting at 2:40 p.m. Hudkins, Stevens, Workman, Schorr and Heier voted aye. Motion carried.

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Bruce Medcalf  
County Clerk